

S/N 09/060,047

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Richard L. Dunn

Examiner: Edward J. Weisman

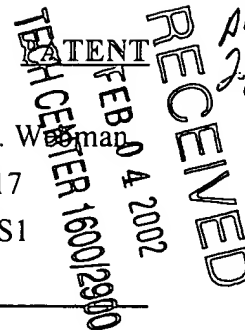
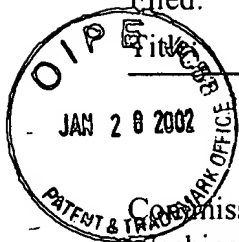
Serial No.: 09/060,047

Group Art Unit: 1617

Filed: April 14, 1998

Docket: 1195.157US1

EMULSIONS FOR IN-SITU DELIVERY SYSTEM



AMENDMENT AND RESPONSE UNDER 37 CFR § 1.111

Commissioner for Patents
Washington, D.C. 20231

In response to the Office Action mailed on August 29, 2001, please amend the above-identified patent application as follows.

This response is accompanied by a Petition, as well as the appropriate fee, to obtain a one month extension of the period for responding to the Office action, thereby moving the deadline for response from November 29, 2001 to December 29, 2001.

IN THE CLAIMS

Please substitute the claim set in the appendix entitled Clean Version of Pending Claims for the previously pending claim set. The substitute claim set is intended to reflect amendment of previously pending claim 1, and addition of new claims 30 and 31. The specific amendments to individual claims are detailed in the following marked up set of claims.

1. (Amended) A composition for delivering a biologically active agent, comprising: an emulsion [or dispersion] of a biologically active mixture and a controlled release formulation, the biologically active mixture comprising the biologically active agent and a pharmaceutically acceptable, aqueous medium as a protective carrier; and the controlled release formulation comprising a pharmaceutically acceptable, biodegradable thermoplastic polymer that is substantially insoluble in an aqueous or body fluid and a pharmaceutically acceptable organic solvent having a water solubility of from about 2 percent to about [no more than] about 20 percent by weight relative to a weight of a combination of organic solvent and water.